

GREEN SHEET REDIGEST

HB 457

2025 Regular Session

Marcelle

CORRECTIONS/PRISONERS: Provides relative to solitary confinement

DIGEST

Present law (R.S. 15:865) provides for a prohibition on the use of solitary confinement, except in certain circumstances.

Proposed law retains present law.

Proposed law provides that any prisoner in a penal or correctional institution who is placed into solitary confinement shall be provided access to all educational training and materials or religious materials he would otherwise have access to in the least restrictive housing available at the institution unless the governing authority of the penal or correctional institution, or its designee, determines any of the following:

- (1) Access to the educational training and materials or religious materials presents a security risk.
- (2) Access to the educational training and materials or religious materials is not feasible due to the nature of the program, training, or materials.
- (3) Circumstances exist pertaining to the reason for the prisoner's placement in solitary confinement that are incongruous with access to the educational training and materials or religious materials.

Proposed law defines the term "educational training".

(Adds R.S. 15:865(D) and (E))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Make technical changes.
2. Clarify that the items that are required to be provided to a prisoner who is in solitary confinement are educational training or religious materials, rather than education materials.
3. Provide exceptions in certain circumstances where the governing authority of the penal or correctional institution, or his designee, does not have to provide a prisoner who is in solitary confinement access to educational training or religious materials.
4. Remove the requirement that the supervisor with the highest level of authority who is present at the institution has to provide educational materials to the prisoner within 24 hours of placement in solitary confinement, regardless of the actions of the prisoner, including but not limited to the failure to request such materials.
5. Change the term "educational materials" to "educational training" and remove the word "certification" from this term.
6. Remove the definition for the term "solitary confinement".

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary B to the engrossed bill

1. Add that a prisoner placed in solitary confinement shall have access to educational materials.
2. Add educational materials to the list of determinations made by the governing authority of the penal or correctional institution as to when certain training and materials will not be accessible by a prisoner placed in solitary confinement.